

**EIGHTY-THIRD GENERAL ASSEMBLY  
2010 REGULAR SESSION  
DAILY  
HOUSE CLIP SHEET**

MARCH 27, 2010

**HOUSE FILE 2525**

**H-8635**

1 Amend the Senate amendment, H-8539, to House File  
2 2525, as amended, passed, and reprinted by the House,  
3 as follows:

4 1. Page 1, by striking lines 15 through 35 and  
5 inserting <Assembly include a line item provision for  
6 the state fish and game protection fund that accounts  
7 for full-time equivalent positions supported by the  
8 fund.

9 \_\_\_\_\_. The department of natural resources shall  
10 prepare a report to the governor and the general  
11 assembly providing a detailed accounting of revenue  
12 and expenditures involving the state fish and game  
13 protection fund. Prior to November 15, 2010, the  
14 department shall submit the report to the governor  
15 and general assembly, including the chairpersons and  
16 ranking members of the standing committees of the  
17 senate and house of representatives having jurisdiction  
18 over natural resources and the joint appropriations  
19 subcommittee on agriculture and natural resources. The  
20 report shall include all of the following:

21 a. Information regarding the following four  
22 operational units: management, the law enforcement  
23 bureau, the fisheries bureau, and the wildlife bureau.  
24 The information shall include all of the following:

25 (1) The allocation of full-time equivalent  
26 positions in each operational unit.

27 (2) The title and description of each position in  
28 each operational unit.

29 (3) A line item accounting of expenditures for each  
30 operational unit.

31 b. A line item accounting of the balance in the  
32 fund to be carried forward on June 30, 2010.

33 c. A line item accounting for sources of income  
34 deposited into the fund.

35 d. A line item accounting of capital projects,  
36 including but not limited to land owned by the  
37 department, projected land purchases by the department,  
38 revenue generated from land owned by the department  
39 and its classified use, and income or losses from land  
40 leased by the department. The line item shall account  
41 for such land regardless of whether the land was  
42 acquired in whole or in part from moneys originating  
43 from the fund. The report shall also include a  
44 justification for each capital project.

45 e. A description of all programs supported by the  
46 fund and a justification for each of the programs as a  
47 constitutionally allowable expenditure.>>

48 2. Page 3, after line 44 by inserting:

49 <\_\_\_\_\_. Title page, line 3, after <effective> by  
50 inserting <and applicability>>

**H-8635**

H-8635

Page 2

1 3. By renumbering as necessary.

**By** REICHERT of Muscatine

H-8635 FILED MARCH 26, 2010

HOUSE FILE 2526

H-8632

1 Amend the Senate amendment, H-8568, to House File  
2 2526, as amended, passed, and reprinted by the House,  
3 as follows:

4 1. Page 3, by striking lines 22 through 49.

5 2. By renumbering as necessary.

**By** HAGENOW of Polk

WINDSCHITL of Harrison

H-8632 FILED MARCH 26, 2010

HOUSE FILE 2526

H-8634

1 Amend the Senate amendment, H-8568, to House File  
2 2526, as amended, passed, and reprinted by the House,  
3 as follows:  
4 1. Page 1, line 6, by striking <\$756,613> and  
5 inserting <\$943,813>  
6 2. Page 1, line 10, by striking <\$355,000> and  
7 inserting <\$449,445>  
8 3. Page 1, line 19, by striking <\$360,000> and  
9 inserting <\$449,445>  
10 4. Page 1, line 33, by striking <\$41,613> and  
11 inserting <\$44,923>  
12 5. Page 1, after line 34 by inserting:  
13 <\_\_\_\_. Page 6, line 2, by striking <2,710,062> and  
14 inserting <2,735,062>  
15 \_\_\_\_\_. Page 6, line 11, by striking <\$304,885> and  
16 inserting <\$329,885>>  
17 6. Page 1, line 36, by striking <3,572,313> and  
18 inserting <3,597,313>  
19 7. Page 1, after line 36 by inserting:  
20 <\_\_\_\_. Page 7, line 12, by striking <\$416,682> and  
21 inserting <\$441,682>>  
22 8. By striking page 2, line 50, through page 3,  
23 line 6.  
24 9. Page 3, line 26, after <modifications> by  
25 inserting <, to be effective July 1, 2011,>  
26 10. Page 3, line 39, by striking <section> and  
27 inserting <subsection>  
28 11. Page 4, line 16, by striking <\$211,721> and  
29 inserting <\$47,158>  
30 12. Page 4, line 19, by striking <11,345,207> and  
31 inserting <11,295,207>  
32 14. Page 4, by striking lines 25 through 34.  
33 13. Page 4, by striking lines 41 through 45.  
34 15. Page 6, by striking lines 1 through 8 and  
35 inserting <be transferred to the appropriation  
36 for medical assistance to be used to reduce the  
37 waiting lists for the medical assistance home and  
38 community-based services waivers, and the remainder  
39 shall be used for the purposes of continuing the  
40 initiative in the fiscal year.>>  
41 16. Page 7, line 2, by striking <15,755,256> and  
42 inserting <18,120,812>  
43 17. Page 7, after line 32 by inserting:  
44 <\_\_\_\_. Page 113, after line 17 by inserting:  
45 <Sec. \_\_\_\_\_. Section 135N.5, subsection 1, Code 2009,  
46 is amended to read as follows:  
47 1. The committee shall meet ~~no less than four~~  
48 ~~times per year as often as deemed necessary~~ and is  
49 subject to chapters 21 and 22 relating to open meetings  
50 and public records. To the maximum extent possible,

H-8634

**H-8634**

Page 2

1 the committee shall coordinate meeting schedules and  
2 staffing with the center for congenital and inherited  
3 disorders advisory committee established by rule of the  
4 department pursuant to chapter 136A.>>  
5 18. By renumbering as necessary.

By HEDDENS of Story

**H-8634** FILED MARCH 26, 2010

**HOUSE FILE 2526**

**H-8637**

1 Amend the amendment, H-8634, to the Senate  
2 amendment, H-8568, to House File 2526, as amended,  
3 passed, and reprinted by the House, as follows:  
4 1. Page 1, after line 33 by inserting:  
5 <\_\_\_. Page 4, after line 50 by inserting:  
6 <\_\_\_. Page 55, line 15, after <plan,> by inserting  
7 <a representative of an organization providing remedial  
8 services that is also licensed as a community mental  
9 health center for children and as a psychiatric medical  
10 institution for children,>  
11 \_\_\_. Page 60, by striking lines 2 through 4 and  
12 inserting <maintenance rate and the maximum adoption  
13 subsidy rate for>  
14 \_\_\_. Page 60, line 9, by striking <\$18.87.> and  
15 inserting <\$17.93. The maximum supervised apartment  
16 living foster care rate and the preparation for adult  
17 living program maintenance rate for children and young  
18 adults ages 16 and older shall be \$18.87.>>>  
19 2. Page 1, line 42, by striking <18,120,812> and  
20 inserting <18,120,842>  
21 3. By renumbering as necessary.

By HEDDENS of Story

**H-8637** FILED MARCH 26, 2010

**HOUSE FILE 2526**

**H-8638**

1 Amend the Senate amendment, H-8568, to House File  
2 2526, as amended, passed, and reprinted by the House,  
3 as follows:  
4 1. Page 7, after line 32 by inserting:  
5 <\_\_\_. Page 113, after line 17 by inserting:  
6 <Sec. \_\_\_. Section 135N.3, subsection 2, Code 2009,  
7 is amended to read as follows:  
8 2. The committee shall review and make  
9 recommendations to the ~~director~~ center for congenital  
10 and inherited disorders advisory committee established  
11 by rule of the department pursuant to chapter  
12 136A concerning but not limited to the following:>>  
13 2. Page 7, line 37, by striking <, 135N.6,> and  
14 inserting <, 135N.6,>

By HEDDENS of Story

**H-8638** FILED MARCH 26, 2010

HOUSE FILE 2526

H-8639

1 Amend the Senate amendment, H-8568, to House File  
2 2526, as amended, passed, and reprinted by the House,  
3 as follows:

4 1. Page 7, after line 32 by inserting:

5 <\_\_\_\_. Page 113, after line 17 by inserting:

6 <Sec. \_\_\_\_\_. Section 232.188, subsection 5, paragraph  
7 b, unnumbered paragraph 1, Code 2009, is amended to  
8 read as follows:

9 Notwithstanding section 8.33, moneys designated for  
10 a project's decategorization services funding pool that  
11 remain unencumbered or unobligated at the close of the  
12 fiscal year shall not revert but shall remain available  
13 for expenditure as directed by the project's governance  
14 board for child welfare and juvenile justice systems  
15 enhancements and other purposes of the project ~~until~~  
16 ~~the close of the succeeding fiscal year and~~ for the  
17 next two succeeding fiscal years. Such moneys shall  
18 be known as "carryover funding". Moneys may be made  
19 available to a funding pool from one or more of the  
20 following sources:>>

21 2. By renumbering as necessary.

**By** L. MILLER of Scott

HEATON of Henry

H-8639 FILED MARCH 26, 2010

SENATE FILE 2363

H-8636

1 Amend Senate File 2363, as passed by the Senate, as  
2 follows:

3 1. Page 1, before line 1 by inserting:

4 <DIVISION I  
5 TECHNICAL ADMINISTRATION>

6 2. Page 12, line 7, before <Act> by inserting

7 <division of this>

8 3. Page 12, before line 9 by inserting:

9 <DIVISION II  
10 WAIVER OF USE TAX PENALTIES AND INTEREST

11 Sec. \_\_\_\_\_. Section 421.27, Code 2009, is amended by  
12 adding the following new subsections:

13 NEW SUBSECTION. 1A. Waiver of penalty and interest  
14 for failure to file sales or use tax return or deposit  
15 form.

16 a. The penalty described in subsection 1, or a  
17 portion thereof, if assessed against a taxpayer, and  
18 any interest assessed pursuant to section 423.40, or a  
19 portion thereof, may be waived by the department if all  
20 of the following conditions are met:

21 (1) The taxpayer is a purchaser of tangible  
22 personal property or services which are subject to the  
23 sales and use taxes imposed under chapter 423.

24 (2) The purchaser is subject to the penalties and  
25 interest pursuant to section 423.40 as a result of a  
26 failure to file a sales or use tax return pursuant to  
27 section 423.37.

28 (3) The return the purchaser failed to file was  
29 required because of the failure of another taxpayer to  
30 pay or collect the taxes due under chapter 423.

31 (4) The purchaser did not know of the other  
32 taxpayer's failure to pay or collect the taxes due  
33 under chapter 423.

34 b. A waiver granted to a purchaser under this  
35 subsection does not apply to the taxpayer described in  
36 subparagraph (3).

37 NEW SUBSECTION. 2A. Waiver of penalty and interest  
38 for failure to timely pay the tax shown due, or the tax  
39 required to be shown due, with the filing of a return or  
40 deposit form.

41 a. The penalty described in subsection 2, or a  
42 portion thereof, if assessed against a taxpayer, and  
43 any interest assessed pursuant to section 423.40, or a  
44 portion thereof, may be waived by the department if all  
45 of the following conditions are met:

46 (1) The taxpayer is a purchaser of tangible  
47 personal property or services which are subject to the  
48 sales and use taxes imposed under chapter 423.

49 (2) The purchaser is subject to the penalties and  
50 interest pursuant to section 423.40 as a result of a

H-8636

1 failure to pay the amount shown due or required to be  
2 shown due on a sales or use tax return pursuant to  
3 section 423.37.

4 (3) The failure to pay the amount shown due or  
5 required to be shown due was the result of the failure  
6 of another taxpayer to pay or collect the taxes due  
7 under chapter 423.

8 (4) The purchaser did not know of the other  
9 taxpayer's failure to pay or collect the taxes due  
10 under chapter 423.

11 b. A waiver granted to a purchaser under this  
12 subsection does not apply to the taxpayer described in  
13 subparagraph (3).

14 Sec. \_\_\_\_\_. REFUNDS. Refunds of interest or  
15 penalties which arise from claims resulting from the  
16 enactment of section 421.27, subsections 1A and 2A,  
17 in this division of this Act, for the assessment of  
18 interest or penalties occurring between January 1,  
19 2009, and the effective date of this division of this  
20 Act, shall be limited to fifty thousand dollars in the  
21 aggregate and shall not be allowed unless refund claims  
22 are filed prior to October 1, 2010, notwithstanding any  
23 other provision of law. If the amount of claims totals  
24 more than fifty thousand dollars in the aggregate, the  
25 department of revenue and finance shall prorate the  
26 fifty thousand dollars among all claimants in relation  
27 to the amounts of the claimants' valid claims.

28 Sec. \_\_\_\_\_. EFFECTIVE UPON ENACTMENT AND RETROACTIVE  
29 APPLICABILITY. This division of this Act, being deemed  
30 of immediate importance, takes effect upon enactment  
31 and applies retroactively to January 1, 2009, for the  
32 assessment of interest or penalties on or after that  
33 date.>

34 4. By renumbering as necessary.

By ISENHART of Dubuque

SENATE FILE 2367

H-8633

1 Amend the House amendment, S-5291, to Senate File  
2 2367, as amended, passed, and reprinted by the Senate,  
3 as follows:  
4 1. Page 1, by striking lines 3 and 4.  
5 2. Page 1, by striking lines 6 through 10 and  
6 inserting:  
7 <\_\_\_\_. Page 8, by striking line 34 and inserting:  
8 <..... \$ 2,064,471>  
9 \_\_\_\_\_. Page 9, by striking line 12 and inserting:  
10 <..... \$ 127,167>  
11 \_\_\_\_\_. Page 9, by striking line 17 and inserting:  
12 <..... \$70,783>>  
13 3. Page 1, by striking lines 12 and 13 and  
14 inserting:  
15 <\_\_\_\_. Page 16, by striking line 20 and inserting  
16 <..... \$4,997,742>>  
17 4. Page 1, by striking lines 16 and 17 and  
18 inserting:  
19 <\_\_\_\_. Page 22, by striking lines 25 and 26 and  
20 inserting <information technology under ~~a~~ an existing  
21 competitively procured contract let by another ~~agency~~>  
22 \_\_\_\_\_. Page 22, line 27, by striking <or other> and  
23 inserting <~~or other~~>  
24 \_\_\_\_\_. Page 22, line 29, after <entity.> by inserting  
25 <The department, on its own behalf or on the behalf of  
26 another participating agency or governmental entity,  
27 may also procure information technology by leveraging  
28 an existing competitively procured contract, or other  
29 than a contract associated with the state board of  
30 regents or an institution under the control of the  
31 state board of regents.>>  
32 5. By striking page 1, line 19, through page 6,  
33 line 22, and inserting <line 10.>  
34 6. Page 7, line 26, by striking <1.>  
35 7. Page 7, line 32, by striking <a.> and inserting  
36 <1.>  
37 8. Page 7, line 37, by striking <b.> and inserting  
38 <2.>  
39 9. Page 7, line 42, by striking <c.> and inserting  
40 <3.>  
41 10. Page 7, line 45, by striking <d.> and inserting  
42 <4.>  
43 11. Page 7, line 49, by striking <e.> and inserting  
44 <5.>  
45 12. Page 8, by striking lines 1 through 34.  
46 13. By renumbering as necessary.

RECEIVED FROM THE SENATE

H-8633 FILED MARCH 26, 2010